

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON NOVEMBER 9, 2005, WITH THE FOLLOWING MEMBERS PRESENT: ROBERT L. PROUD, PRESIDENT, MARY C. WALKER, VICE PRESIDENT AND R. SCOTT CROSWELL III, MEMBER. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 1:00 P.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

IN RE: BOARD OF COUNTY COMMISSIONERS...PROCLAMATION...ADOPTION AWARENESS MONTH...05-1102-001...ADOPTED

Moved by Mr. Proud, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Board of County Commissioners, Clermont County, Ohio, to issue a Proclamation designating the month of November 2005 to be "Adoption Awareness Month" in Clermont County, Ohio.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mrs. Walker, Yes; Mr. Croswell, Yes.

IN RE: BOARD OF COUNTY COMMISSIONERS...PUBLIC HEARING RELATIVE TO THE PROPOSED ISSUANCE OF INDUSTRIAL DEVELOPMENT REVENUE BONDS FOR THE IANNELLI ENTERPRISES, LLC PROJECT...05-0929-004

LET THE RECORD SHOW: THAT A PUBLIC HEARING WAS HELD THIS DATE AT 1:05 P.M. LOCAL TIME IN THE OFFICE OF THE BOARD OF COUNTY COMMISSIONERS, CLERMONT COUNTY, OHIO, 101 EAST MAIN STREET, BATAVIA, OHIO 45103 TO PROVIDE A FORUM FOR THE ENDORSEMENT OF OR OPPOSITION TO THE PROPOSED ISSUANCE OF INDUSTRIAL DEVELOPMENT REVENUE BONDS IN THE PRINCIPAL AMOUNT NOT TO EXCEED \$1,690,000.00 FOR THE IANNELLI ENTERPRISES, LLC PROJECT TO ACQUIRE, REHABILITATE, AND EQUIPT CERTAIN REAL AND PERSONAL PROPERTY, INCLUDING BUT NOT LIMITED TO A FACILITY TO BE IMPROVED AND EQUIPPED TO BE UTILIZED IN THE MANUFACTURING OF PROTECTION DEVICES FOR BUILDING GUTTERS, TO BE LOCATED ON AN APPROXIMATELY 10.3 ACRE TRACT IN BATAVIA TOWNSHIP, CLERMONT COUNTY, OHIO, PURSUANT TO AND IN COMPLIANCE WITH SECTION 147(f) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED.

IN ATTENDANCE WERE: JENNIFER FEDOROV, OFFICE OF ECONOMIC DEVELOPMENT; IAN KOFFLER, PECK, SHAFFER & WILLIAMS, LLP BOND COUNSEL FOR THE BOARD OF COUNTY COMMISSIONERS; AND DEAN SPOOR, KEATING MUETHING & KLEKAMP, PLL, BOND COUNSEL FOR IANNELLI ENTERPRISES, LLC.

A GENERAL OVERVIEW OF THE PROJECT PROPOSED TO BE FINANCED BY THE ISSUANCE OF INDUSTRIAL DEVELOPMENT REVENUE BONDS WAS PRESENTED BY DEAN SPOOR, BOND COUNSEL FOR IANNELLI ENTERPRISES, LLC.

NO ONE SPOKE IN OPPOSITION TO THE PROPOSED ISSUANCE OF INDUSTRIAL DEVELOPMENT REVENUE BONDS FOR IANNELLI ENTERPRISES, LLC NOR WERE ANY WRITTEN COMMENTS RECEIVED RELATIVE THERETO.

NOTING NO FURTHER COMMENT TO COME BEFORE THE BOARD OF COUNTY

COMMISSIONERS FOR CONSIDERATION IN AND AS IT RELATES TO THE PROPOSED ISSUANCE OF INDUSTRIAL DEVELOPMENT REVENUE BONDS FOR IANNELLI ENTERPRISES, LLC, THE PUBLIC HEARING WAS ADJOURNED AT 1:12 P.M.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 233-05/PAYMENT OF BILLS...ADOPTED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation to adopt Resolution Number **233-05** resolving to sign all Recap Sheets covering all bills presented this date and authorizing payment of same except as noted.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY... CONTRACT FOR PROFESSIONAL SERVICES WITH BRIAN L. KLENKE FOR THE PROVISION OF EXPERTISE IN THE AREA OF WEB SERVER SECURITY MAINTENANCE AND ENHANCEMENTS FOR SAME...05-1101-002...EXECUTED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Brian L. Dunkle, Network Operations Manager, with the concurrence of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, to execute a Contract for Professional Services by and between the County of Clermont, Ohio, and Brian L. Klenke, 2396 Burklin Drive, Cincinnati Ohio 45244 for the provision of expertise in the area of web server security maintenance and enhancements, for a total amount not to exceed \$15,000.00, effective 11/01/05 through 12/31/06, pursuant to the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: FACILITIES MANAGEMENT DEPARTMENT...CHANGE ORDER NUMBER 2 TO THE CONTRACT WITH PERKINS CARMACK CONSTRUCTION, LLC RELATIVE TO THE ADDITION AND INTERIOR ALTERATIONS FOR THE CLERMONT COUNTY ONE-STOP AUTO TITLE/DEPUTY REGISTRAR/DRIVERS LICENSE EXAMINATION FACILITY PROJECT LOCATED WITHIN THE VILLAGE OF BATAVIA...05-0519-001...EXECUTED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Wade Grabowski, Director, Facilities Management Department, with the concurrence of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, to execute Change Order Number 2 to the Contract by and between the County of Clermont, Ohio, and Perkins Carmack Construction, LLC, 200 TechneCenter Drive, Suite 109, Milford, Ohio 45150, previously ratified by the Board of County Commissioners on 07/26/05 and subsequently amended on 11/02/05, relative to the addition and interior alterations for the Clermont County One-Stop Auto

Title/Deputy Registrar/Drivers License Examination Facility Project located within the Village Of Batavia, which represents an increase in the amount of \$12,914.50 for a total adjusted contract price to date of \$329,032.80, and an extension of time of 21 calendar days for a revised contract completion date of 11/25/05, for additions, deletions and or modifications thereto as defined therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: DEPARTMENT OF COMMUNITY PLANNING AND DEVELOPMENT...
CHANGE ORDER NUMBER 1 TO THE CONTRACT WITH LEE R.
EUBANKS, DBA EUBANKS CONSTRUCTION FOR PROJECT NUMBER
2004-01 RELATIVE TO THE VILLAGE OF NEVILLE RIVER VIEW PARK
PROJECT IN CONCERT WITH THE COMMUNITY DEVELOPMENT
BLOCK GRANT (CDBG) FORMULA PROGRAM FOR FISCAL YEAR
2004...05-0615-005...EXECUTED**

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Raymond Sebastian, Director, Building Inspection Department, with the concurrence of David L. Spinney, County Administrator, to execute Change Order Number 1 to the Contract with Lee R. Eubanks, DBA Eubanks Construction, P.O. Box 248, Felicity, Ohio 45120, previously ratified by the Board of County Commissioners on 08/24/05, for Project Number 2004-01 relative to the Village of Neville River View Park Project in concert with the Community Development Block Grant (CDBG) Formula Program for Fiscal Year 2004, which represents an increase in the amount of \$2,885.00, for a total adjusted contract price to date of \$71,662.50, for additions, deletions and/or modifications thereto as defined therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

**IN RE: COUNTY SHERIFF...CONTRACT WITH THE BOARD OF BATAVIA
TOWNSHIP TRUSTEES FOR THE PROVISION OF LAW ENFORCEMENT
SERVICES FOR SAME...05-1028-002...EXECUTED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Albert J. Rodenberg, Jr., County Sheriff, with the concurrence of David L. Spinney, County Administrator, to execute a Contract by and between the Board of Clermont County Commissioners, the County Sheriff, and the Board of Batavia Township Trustees, P.O. Box 341, Batavia, Ohio 45103 for the provision of law enforcement services to include one (1) contract deputy, one (1) patrol vehicle and related equipment, facilities and supplies for law enforcement services for Batavia Township, for a total estimated contract price of \$126,044.83 for a period of three (3) years commencing 10/04/05, pursuant to the terms and conditions set forth therein and in compliance with Section 311.29 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: CLERMONT TRANSPORTATION CONNECTION...DISPOSITION OF

**REQUEST TO ELIMINATE SATURDAY SERVICE HOURS AND
REALLOCATE TO WEEKDAY SERVICE HOURS FOR SAME...05-0805-
002...APPROVED**

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Subsequent to the Public Hearing held on 10/05/05 relative to the elimination of the Saturday service hours and to reallocate those service hours to weekday service hours for the operation of the Clermont Transportation Connection, the Board of County Commissioners resolves to determine to continue the current Saturday service hours which are 6:00 A.M. to 6:00 P.M.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

**IN RE: CLERMONT COUNTY SEWER DISTRICT...GRANTS OF SEWER
EASEMENTS WITH RIGHTS OF RE-ENTRY FOR REPAIR AND
REPLACEMENT HERETOFORE GRANTED AND CONVEYED TO THE
COUNTY OF CLERMONT, OHIO, FOR PROJECT NUMBER 651-0863
RELATIVE TO THE BEHYMER ROAD SANITARY SEWER ASSESSMENT
PROJECT LOCATED IN PIERCE TOWNSHIP...05-1028-004...ACCEPTED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Carole S. Schulze, Negotiator, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to accept the following Grants of Sewer Easements with Rights of Re-Entry for Repair and Replacement heretofore granted and conveyed to the County of Clermont, Ohio, for utility purposes of constructing, operating, maintaining, repairing, removing, or reinstalling sewer utility lines and all incidental appurtenances required for the transportation of sewage on, under, and across the properties of the Grantor(s) for Project Number 651-0863 relative to the Behymer Road Sanitary Sewer Assessment Project located in Pierce Township, and to authorize the County Auditor to remit payment in the amounts as outlined below and as indicated on the Settlement Sheets attached thereto as compensation for the Permanent Easements and Rights-of-Ways granted thereby:

Grantor(s)	Parcel Number(s)	Compensation
Betty V. Schenz, Trustee 3450 Behymer Road Cincinnati, Ohio 45245	27-28-13D-063	Perm \$1,448.00
Faith A. Doty; nka: Faith A. Slagle 3442 Behymer Road Cincinnati, Ohio 45245	27-28-13D-050 27-28-13D-055	Perm Donated
Gerald and Clara Raver 934 Locust Corner Road Cincinnati, Ohio 45245	27-28-13D-068	Perm \$1,045.00

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: CLERMONT COUNTY SEWER DISTRICT...RESOLUTION NUMBER 234-
05/RESOLUTION DETERMINING TO PROCEED WITH PROJECT
NUMBER 621-0997 RELATIVE TO THE CONSTRUCTION, OPERATION,**

**AND MAINTENANCE OF THE FAY ROAD WATER MAIN ASSESSMENT
PROJECT SITUATED WITHIN GOSHEN TOWNSHIP...05-1028-
005...ADOPTED**

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Moustafa Moteleb, P.E., Project Manager, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to adopt Resolution Number **234-05** determining to proceed with the construction, operation, and maintenance of the water petition project known as the Fay Road Water Main Assessment Project, as set forth in Exhibit "A", attached thereto and made a part thereof, situated in Goshen Township and designated as Project Number 621-0997, in conformance with the detailed plans, specifications, estimates of cost and financing, and tentative assessment roll as herein ratified and confirmed, all of which shall be paid from special assessment of benefited properties as identified in Exhibit "B", attached thereto and made a part thereof, and/or special assessment bonds in anticipation of the collection thereof, with a portion of the project costs paid by the County Waterworks System Capital Improvements Fund, in full compliance with Chapter 6103 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

**IN RE: CLERMONT COUNTY SEWER DISTRICT...ACCEPTANCE OF THE
CONTRACT WITH COOPER'S EXCAVATING, LLC FOR PROJECT
NUMBER 651-0855 RELATIVE TO THE MUELLER MEADOWS LIFT
STATION UPGRADE PROJECT LOCATED WITHIN MIAMI TOWNSHIP
AS COMPLETE AND APPROVAL OF THE ESTIMATE FOR PARTIAL
PAYMENT NUMBER 3, FINAL, FOR THE RELEASE OF RETAINAGE
RELATIVE THERETO...05-0104-003...APPROVED**

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie Scheetz, Office of Management and Budget, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Sewer District, to accept the Contract by and between the County of Clermont, Ohio, and Cooper's Excavating, LLC, 7251 Bethlehem Road, Winchester, Ohio 45697 for Project Number 651-0855 relative to the Mueller Meadows Lift Station Upgrade Project located within Miami Township as Complete as of 09/02/05 and to approve the Estimate for Partial Payment Number 3, Final, which represents the release of retainage in the principal amount of \$6,857.60, plus accrued interest earned thereon relative thereto.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: CLERMONT COUNTY SEWER DISTRICT...RELEASE OF
MAINTENANCE BONDS AS SURETY FOR THE INSTALLATION OF
WATER OR SANITARY SEWER MAIN EXTENSIONS AND ACCEPTANCE
OF SAME INTO THE COUNTY WATERWORKS/SEWER
SYSTEMS...APPROVED**

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Lyle G. Bloom, P.E., Sanitary Engineer, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Sewer District, to authorize the release of Maintenance Bonds which provided surety for the installation of water or sanitary sewer main extensions to serve the following location(s) and to accept said water or sanitary sewer main extensions into the County Waterworks/Sewer Systems pursuant to the Clermont County Sewer District Rules and Regulations:

Location	Township	Water	Sewer
Erion Road DC# 04-0813-007	Batavia	\$3,000.00	
Shannon Lane DC# 04-1018-002	Union		\$1,000.00

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: COUNTY ENGINEER...REVISION TO THE BID OPENING DATE FOR PROJECT NUMBER UN-52-97 RELATIVE TO THE CLOUGH PIKE AND SHAYLER/MCMANN ROAD INTERSECTION IMPROVEMENTS PROJECT LOCATED IN UNION TOWNSHIP AND AUTHORIZATION TO CONTINUE THE PUBLICATION OF THE LEGAL NOTICE RELATIVE THERETO...05-1017-001...APPROVED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to revise the bid opening date for Project Number UN-52-97 relative to the Clough Pike and Shayler/McMann Road Intersection Improvements Project located in Union Township, previously authorized by the Board of County Commissioners on 10/26/05, from 11/17/05 to 11/29/05 and to authorize the Clerk of the Board to continue the publication of the Legal Notice in the Clermont Sun for two additional consecutive weeks commencing on 11/10/05, with bids to be received until **2:00 P.M. Local Time on Tuesday, 11/29/05**, in the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103-2960, where they will be publicly opened and read aloud shortly thereafter. This notice is also posted on Clermont County’s internet site.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: COUNTY ENGINEER...RESOLUTION NUMBER 235-05/RESOLUTION TO AUTHORIZE ACQUISITION BY CONTRACT IN LIEU OF APPROPRIATION LITIGATION FOR REAL PROPERTY OWNED BY JERRY A. WINKELBACH AND JOYCE W. WINKELBACH IN CONCERT WITH THE BRANCH HILL-GUINEA/LOVELAND MIAMIVILLE ROAD IMPROVEMENT PROJECT LOCATED IN MIAMI TOWNSHIP...03-0205-002...ADOPTED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Allan L. Edwards, Assistant Prosecuting Attorney, to adopt Resolution Number **235-05** authorizing the purchase of real property owned by Jerry A. Winkelbach and Joyce W. Winkelbach for a portion of Parcel Number 18-25-17B-069 located at 6384 Branch Hill Guinea Road, Loveland, Ohio 45140 in Miami Township, which is necessary for the Branch Hill-Guinea/Loveland Miamiville Road Improvement Project located in Miami Township; consenting to the preparation of an Agreed Entry to dismiss Appropriation Case Number 2003CVH00205 as authorized in Resolution Number 14-03 adopted by the Board of County Commissioners on 02/05/03; acknowledging the value of land at \$14,000.00 of which \$3,655.00 has been deposited with the Clermont County Clerk of Courts; and authorizing the issuance of payment of the remaining balance of \$10,345.00 pursuant to the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: COUNTY ENGINEER...RESOLUTION NUMBER 236-05/RESOLUTION TO AUTHORIZE ACQUISITION BY CONTRACT IN LIEU OF APPROPRIATION LITIGATION FOR REAL PROPERTY OWNED BY JOSEPH A. PURCELL AND JERALDINE F. PURCELL IN CONCERT WITH THE BRANCH HILL-GUINEA/LOVELAND MIAMIVILLE ROAD IMPROVEMENT PROJECT LOCATED IN MIAMI TOWNSHIP...03-0205-003...ADOPTED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Allan L. Edwards, Assistant Prosecuting Attorney, to adopt Resolution Number **236-05** authorizing the purchase of real property owned by Joseph A. Purcell and Jeraldine F. Purcell for a portion of Parcel Number 18-25-17B-072 who reside at 4487 Valence Drive, Cincinnati, Ohio 45238 in Miami Township, which is necessary for the Branch Hill-Guinea/Loveland Miamiville Road Improvement Project located in Miami Township; consenting to the preparation of an Agreed Entry to dismiss Appropriation Case Number 2003CVH00204 as authorized in Resolution Number 15-03 adopted by the Board of County Commissioners on 02/05/03; acknowledging the value of land at \$6,500.00 of which \$2,525.00 has been deposited with the Clermont County Clerk of Courts; and authorizing the issuance of payment of the remaining balance of \$3,975.00 pursuant to the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: COUNTY ENGINEER...RECORD PLAT NUMBERS 629-2373 THROUGH 629-2376 FOR THE REPLAT OF LOTS FOR THE FOLLOWING SUBDIVISION(S)/LOCATION(S) WITHIN PIERCE TOWNSHIP, JACKSON TOWNSHIP, OR THE VILLAGE OF OWENSVILLE/STONELICK TOWNSHIP...EXECUTED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Record Plat Numbers **629-2373 through 629-2376** for the Replat of Lots in the following subdivision(s)/location(s) within Pierce Township, Jackson Township, or

the Village of Owensville/Stonelick Township:

Subdivision/Location	Record Plat Number	Reason for Replat
Replat of Lots 32B & 33B And Part of a Vacated Alley Town of New Palestine Pierce Township DC# 05-1103-001	629-2373	To combine Lots 32B & 33B into new lots 53 and 54
Replat of Lots 248 & 249 Legendary Run Subdivision Section One-B/Three-D Pierce Township DC# 05-1103-002	629-2374	To create new lots 516 and 517
Replat Part of Lot 5, All of Lot 6 and Part of Lot 7 Village of Monterey Jackson Township DC# 05-1103-003	629-2375	To combine Part of Lot 5, All of Lot 6 & Part of Lot 7 into one new lot 15
Replat Inlot 23, Part Inlot 24, and Part Outlot 23 James McKinnie Addition to the Town of Boston Village of Owensville and Stonelick Township DC# 05-1103-004	629-2376	To combine Inlot 23, Part Inlot 24, and Part Outlot 23 into one new lot 71

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: COUNTY ENGINEER...RECORD PLAT NUMBER 629-2377 FOR THE DEDICATION OF A PORTION OF OLD STATE ROUTE NUMBER 74 LOCATED IN UNION TOWNSHIP...05-1103-005...EXECUTED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Record Plat Number **629-2377** for the Dedication of a Portion of Old State Route Number 74 (0.642 acres) located in Union Township:

Owner	Record Plat Number	Reason for Replat
The Glen Este Church of Christ 937 Cincinnati Batavia Pike Cincinnati, Ohio 45245	629-2377	Additional Right of Way

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: COUNTY ENGINEER...REQUEST FOR A TEMPORARY DETOUR TO THROUGH TRAFFIC ON TWELVE MILE ROAD IN OHIO TOWNSHIP...05-1104-001...APPROVED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to authorize a temporary detour to through traffic on Twelve Mile Road in Ohio Township for the period of **Monday, 11/07/05, through Friday, 11/18/05**, for landslide repairs, with the understanding that the appropriate barriers and detour signs will be maintained during the afore stated temporary detour along an alternate route by the appropriate law enforcement

agency therefore pursuant to Section 5543.17 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: BOARD OF COUNTY COMMISSIONERS...PUBLICATION OF LEGAL NOTICE TO ADVERTISE FOR BIDS FOR SENIOR SERVICES FOR CALENDAR YEAR 2006...05-1107-004...APPROVED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Cynthia DeWitt, Assistant County Administrator, to advertise for bids for the provision of services or facilities for the Senior Citizens of Clermont County, Ohio, as those persons are defined in the Older Americans Act of 1965, 42 U.S.C., Sections 3001, et. seq., during Calendar Year 2006 and to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation for two consecutive weeks commencing on 11/17/05 with bids to be received until **2:00 P.M. Local Time on 12/01/05**, in the Office of the Board of County Commissioners, 101 East Main Street, Suite 329, Batavia, Ohio 45103-2960 where they will be opened and read aloud shortly thereafter. This notice is also posted on Clermont County's internet site.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: BOARD OF COUNTY COMMISSIONERS...YOUNG WOMEN'S CHRISTIAN ASSOCIATION OF CINCINNATI APPLICATION FOR FUNDING FOR FISCAL YEAR 2006 RELATIVE TO SHELTERS FOR VICTIMS OF DOMESTIC VIOLENCE...05-0927-002...APPROVED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation to approve the Application of the Young Women's Christian Association, 898 Walnut Street, Cincinnati, Ohio 45202, received on 09/27/05 for the release of funds to be collected as fees for the issuance of marriage licenses and for the release of funds to be collected as additional fees for the filing of each new action or proceeding for annulment, divorce, or dissolution of marriage from 01/01/06 through 12/31/06, pursuant to Sections 3113.34 and 2303.201 (D) of the Ohio Revised Code for the operation of the House of Peace, a shelter for victims of domestic violence, for which the funds to be collected from 01/01/06 through 12/31/06 are estimated not to exceed the amount of \$50,334.00 heretofore collected in Calendar Year 2004, pursuant to Section 3113.35(B) of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: BOARD OF COUNTY COMMISSIONERS...AWARD OF BIDS FOR THE CLERMONT COUNTY OLD COURTHOUSE SECOND FLOOR REMODEL PROJECT LOCATED WITHIN BATAVIA TOWNSHIP AND EXECUTION OF CONTRACTS RELATIVE THERETO...RATIFIED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners

approve the following recommendation:

Recommendation of Robert G. Steinkamp, Jr., Steinkamp & Steinkamp Architects, with the concurrence of David L. Spinney, County Administrator, to award the bids for the Clermont County Old Courthouse Second Floor Remodel Project located within Batavia Township, pursuant to the plans and specifications therefore, to the following bidders as outlined below, for their lowest and best bids therefore received on 09/29/05, at the item prices as outlined therein, and to execute the Contracts relative thereto, pursuant to the terms and conditions set forth therein and the award of bids therefore, and contingent upon the approval of supplemental appropriations and the issuance of purchase orders therefore:

Bidder	Contract	Amount
Kramer & Feldman, Inc. 7636 Production Drive Cincinnati, Ohio 45237 DC# 05-0812-002	General Contract Bid items 1, 1A, and requested General Construction Substitute	\$398,736.00
DeBra-Kuempel 3976 Southern Avenue Cincinnati, Ohio 45227 DC# 05-1104-002	Plumbing and Fire Protection, H.V.A.C., and Electrical Contracts Combination Bid items 2, 3, and 4 and requested Plumbing and H.V.A.C. Substitutes	\$182,770.00
Kleine and Sons, Inc. 850 Redna Terrace Cincinnati, Ohio 45215 DC# 05-1104-003	Door and Hardware Contract Bid item 5 and requested Door and Hardware Substitute	\$ 48,200.00
Industrial Communication & Sound, Inc. 7749 Reinhold Drive Cincinnati, Ohio 45237 DC# 05-1104-004	Audio/Visual Contract Bid item 7	\$ 76,644.00

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: BOARD OF COUNTY COMMISSIONERS...FINANCIAL/BUDGETARY ACTIONS FOR FISCAL YEAR 2005...APPROVED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Office of Management and Budget, with the concurrence of David L. Spinney, County Administrator, to approve financial/budgetary actions as they relate to changes in the Annual Appropriation Resolution for Fiscal Year 2005 (Resolution Number 217-04) and/or interfund transactions as outlined in the following table(s) and to authorize Linda Fraley, County Auditor, to properly record same:

TRANSFER OF FUNDS:

\$ 3,700.00	From General Fund 100-1301-5200 to 100-1017-5121 (Information Services Division Fringe Benefits to Records Retention Overtime)
\$ 450.00	From General Fund 100-1302-5112 to 100-1302-5118 (Administration Building Mailroom Regular Salary to Temporary Salaries)
\$ 25,000.00	From General Fund 100-1305-5300 to 100-1305-5112 (Economic Development Purchased Services to Regular Salary)
\$ 1,159.00	From General Fund 100-1305-5300 to 100-1305-5118 (Economic Development Purchased Services to Temporary Salary)
\$ 2,000.00	From General Fund 100-1305-5300 to 100-1305-5200 (Economic Development Purchased Services to Fringe Benefits)

\$ 12,000.00	From Community Transportation Fund 218-7016-5112 to 218-7016-5121 (Clermont Connection Regular Salary to Overtime)
\$ 8,804.38	From Community Transportation Fund 218-7016-5112 to 218-7016-5132 (Clermont Connection Regular Salary to Retirement Payout)
\$ 1.00	From Common Pleas Mental Health Grant Fund 224-4115-5200 to 224-4115-5112 (Fringe Benefits to Regular Salary)
\$ 3,810.00	From Pilot Probation Fund 239-4111-5200 to 239-4111-5112 (Fringe Benefits to Regular Salary)
\$ 17,000.00	From Telephone System Fund 421-1019-5700 to 421-1019-6600 (Materials & Supplies to Capital Outlay)
\$ 30,000.00	From Water Revenue Fund 601-8550-7000 to 601-8551-6100 (Water Administration Reimb/Tansfers/Adv to Water Treatment Maintenance & Repair)
\$ 43,000.00	From Water Revenue Fund 601-8550-7000 to 601-8552-5700 (Water Administration Reimb/Transfers/Adv to Water Distribution Materials & Supplies)
\$ 210,000.00	From Water Revenue Fund 601-8550-7000 to 601-8552-6100 (Water Administration Reimb/Tansfers/Adv to Water Distribution Maintenance & Repair)
\$ 23,700.00	From Sewer Revenue Fund 602-8540-5700 to 602-8530-5300 (Sewer Treatment Materials & Supplies to Administration Purchased Services)
\$ 4,800.00	From Sewer Revenue Fund 602-8540-5700 to 602-8535-6600 (Sewer Treatment Materials & Supplies to Sewer Collection Capital Outlay)
\$ 8,000.00	From Water & Sewer Combined Fund 603-8520-5300 to 603-8524-5300 (Accounting Purchased Services to Water & Sewer Customer Service Purchased Services)
\$ 313.60	From The Telecommunications Division Fund 812-8630-6600 to 812-8630-5121 (Capital Outlay to Overtime)

SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2005:

\$ 4,129.40	General Fund - Clermont County Sheriff's Office Road Patrol	100-4404-5700	Materials & Supplies
\$ 50,224.00	General Fund – Public Safety Fleet Maintenance	100-4300-5700	Materials & Supplies
\$ 21,388.00	General Fund – Public Safety Fleet Maintenance	100-4300-6100	Maintenance & Repair
\$ 1,116,375.50	Children Services Fund	208-6242-5300	Purchased Services
\$ 1.00	Common Pleas Mediation Project Fund	221-2116-5112	Regular Salary
\$ 1.00	Common Pleas Mediation Project Fund	221-2116-5200	Fringe Benefits
\$ 900,000.00	Courthouse Construction Fund	409-1019-6600	Capital Outlay

CASH TRANSFER OF FUNDS:

\$ 200,000.00	From General Fund 100-1014-7230-0426 to Heritage Building Fund 426-0426-4811
\$ 7,700.00	From General Fund 100-2018-7220-0219 to Advocate Project Fund 219-0219-4811
\$ 8,938.03	From Motor Vehicle & Gas Tax Fund 206-3093-7240 to Ohio Public Works Commission Capital Improvement Debt Fund 317-0317-4821
\$ 26,800.00	From Park District Fund 226-9700-7240 to Chilo Lock/Dam Revenue Bond Fund 302-0302-4821
\$ 110,000.00	From Water Revenue Fund 601-8550-7310 to Water & Sewer Combined Services Fund 603-0603-4871

\$ 110,000.00	From Sewer Revenue Fund 602-8530-7310 to Water & Sewer Combined Services Fund 603-0603-4871
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REIMBURSEMENT OF FUNDS:

\$ 3,268.00	From Public Assistance Fund 204-6240-7220 to Family & Children First Fund 944-0944-4821-7003 (TANF Administration)
\$ 22,276.16	From Public Assistance Fund 204-6240-7220 to Family & Children First Fund 944-0944-4821-7004 (TANF Program)

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: TRAINING AND TRAVEL REQUESTS...REIMBURSEMENT OF EXPENSES RELATIVE TO SAME...APPROVED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to approve the following requests for reimbursement of expenses for training and travel pursuant to the policies and procedures of the Board and in compliance with the Annual Appropriations for Fiscal Year 2005 and any and all amendments subsequent thereto:

COUNTY SHERIFF

Matthew Wurtz: Five (5) days – Cincinnati, Ohio – Cincinnati Police Department Motor Officer Training - Total expenses not to exceed \$0.00.

CLERMONT COUNTY COURT OF COMMON PLEAS/ADULT PROBATION DEPARTMENT

Bruce Gibson: One (1) day – Columbus, Ohio – Ohio Family Support Association and Ohio Child Support Enforcement Agency Directors Association Combined Fall Conference - Total expenses not to exceed \$40.00.

Bruce Gibson and Shauna Smith: One (1) day – Worthington, Ohio – Ohio Child Support Enforcement Agency Directors Association Partners Conference - Total expenses not to exceed \$140.00.

CLERMONT COUNTY MUNICIPAL COURT/ADULT PROBATION DEPARTMENT

Joe Ellison: Three (3) days – Columbus, Ohio – Ohio Community Corrections Organization Fall Conference - Total expenses not to exceed \$746.00.

PUBLIC DEFENDER

Michael Cassidy, Richard Ferenc, Lawrence Fisse, Brian Goldberg, Stephen Haynes, Gretta Herberth and Marshall McCachran: Three (3) days – Dublin, Ohio – Ohio Association of Criminal Defense Lawyers Annual Death Penalty Seminar entitled “The Seminar by Defense Attorneys for Defense Attorneys” - Total expenses not to exceed \$2,384.83.

OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY

Karin Quitter and Patty McKinley: Online Training Course – Batavia, Ohio – Avaya University Course entitled “Communication Manager – Configuring Basic Features” - Total expenses not to exceed \$1,224.00.

Karin Quitter and Patty McKinley: Online Training Course – Batavia, Ohio – Avaya University Course entitled “Install and Initialize S8700 Media Server Solutions” - Total expenses not to exceed \$612.00.

COUNTY AUDITOR

Jack Trainor: Three (3) days – Dublin, Ohio – 2005 County Auditor’s Association of Ohio Winter Conference – Total expenses not to exceed \$637.80.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

IN RE: PERSONNEL ACTION FORMS...APPROVED

Moved by Mrs. Walker, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Human Resources Department, with the concurrence of David L. Spinney, County Administrator, to approve the following personnel actions:

DEPARTMENT OF PUBLIC SAFETY SERVICES

Jason Noonan: PA #14414 - Emergency Resource Technician - Change/Appointment Change/from Full-Time to Part-Time - Effective 11/12/2005.

CLERMONT COUNTY SEWER DISTRICT

Jeff Goetz: PA #14416 - Construction Inspector (Non-Cert) - Appointment/Full Time Permanent - Effective 11/14/2005.

OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY

James Webster: PA #14417 - Systems Analyst 1 - Separation/Resigned - Effective 10/28/2005.

Upon roll call on the foregoing motion, the vote was as follows:

Mrs. Walker, Yes; Mr. Croswell, Yes; Mr. Proud, Yea.

LET THE RECORD SHOW: THAT A MOTION BY MR. CROSWELL, SECONDED BY MRS. WALKER, TO RECESS REGULAR SESSION AT 1:51 P.M. TO BE RECONVENED AT 2:30 P.M. THIS DATE, CARRIED WITH ALL MEMBERS PRESENT VOTING AFFIRMATIVELY THEREON.

LET THE RECORD SHOW: THE BOARD RECONVENED REGULAR SESSION AT 2:36 P.M.

IN RE: BOARD OF COUNTY COMMISSIONERS...PUBLIC HEARING RELATIVE TO THE PROPOSED VACATION OF A PORTION OF CHARMALEE DRIVE SITUATED WITHIN BATAVIA TOWNSHIP...05-1005-001...

LET THE RECORD SHOW: THAT COMMISSIONERS ROBERT L. PROUD, MARY C. WALKER, AND R. SCOTT CROSWELL III, ALONG WITH JUDITH KOCICA, CLERK OF THE BOARD, CRAIG STEPHENSON, DEPUTY ENGINEER, AND CRAIG RISNER, DEPUTY SURVEYOR, OFFICE OF THE CLERMONT COUNTY ENGINEER, VIEWED THE PORTION OF CHARMALEE DRIVE SITUATED WITHIN BATAVIA TOWNSHIP PROPOSED TO BE VACATED ON 11/09/05 AT 11:30 A.M.

LET THE RECORD SHOW: THAT A PUBLIC HEARING WAS HELD THIS DATE AT 2:36

P.M. IN THE OFFICE OF THE BOARD OF COUNTY COMMISSIONERS, 101 EAST MAIN STREET, BATAVIA, OHIO 45103-2960, TO AFFORD PUBLIC COMMENT ON THE PROPOSED VACATION OF A PORTION OF CHARMALEE DRIVE SITUATED WITHIN BATAVIA TOWNSHIP.

THIS PUBLIC HEARING WAS RECORDED AND IS AVAILABLE FOR PUBLIC INSPECTION MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M.

CRAIG RISNER, DEPUTY SURVEYOR, CLERMONT COUNTY ENGINEER'S OFFICE, PROVIDED AN OVERVIEW OF THE PROPOSED VACATION. HE STATED THE PROPOSED VACATION WILL NOT CREATE ANY LANDLOCKED PARCELS, NOR DOES IT CONTAIN ANY ROAD MILEAGE REIMBURSED BY THE OHIO DEPARTMENT OF TRANSPORTATION.

DERRICK SCANTIN, LAW DIRECTOR FOR THE BOARD OF BATAVIA TOWNSHIP TRUSTEES, ADDRESSED THE BOARD IN SUPPORT OF THE PROPOSED VACATION.

KAREN PHILLIPS, 3499 VIRGINIA DRIVE, AMELIA, OHIO, ADDRESSED THE BOARD IN FAVOR OF THE PROPOSED VACATION.

STEVEN HUNT OF ARONOFF, ROSEN & HUNT, LEGAL COUNSEL FOR AMELIA DEVELOPMENT GROUP; DENNIS MCDONALD OF AMELIA DEVELOPMENT GROUP; JOE KRAMER, OF CARDINAL ENGINEERING, CONSULTANT AND DESIGN ENGINEER FOR AMELIA DEVELOPMENT GROUP; AND MARK MENZ, VILLAGE OF AMELIA MAYOR ADDRESSED THE BOARD IN OPPOSITION TO THE PROPOSED VACATION.

CONSENSUS OF THE BOARD OF COUNTY COMMISSIONERS THAT THE **PUBLIC HEARING TO BE CONTINUED TO NOVEMBER 21, 2005, AT 11:00 A.M.** AT THE OFFICE OF THE BOARD OF COUNTY COMMISSIONERS, CLERMONT COUNTY, OHIO, 101 EAST MAIN STREET, 3RD FLOOR, BATAVIA, OHIO 45103, CARRIED WITH ALL MEMBERS PRESENT VOTING.

HAVING NO FURTHER COMMENT TO COME BEFORE THE BOARD OF COUNTY COMMISSIONERS FOR CONSIDERATION THEREOF, THE PUBLIC HEARING WAS ADJOURNED AT 3:25 P.M.

LET THE RECORD SHOW: That a motion by Mrs. Walker, seconded by Mr. Croswell, to approve the minutes of Regular Session of **11/09/05** carried with all members present voting.

IN RE: ADJOURNMENT...APPROVED

Moved by Mr. Croswell, seconded by Mrs. Walker, that the Board of County Commissioners approve the following recommendation:

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session until the next regularly scheduled session to be held at a later date.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mrs. Walker, Yes; Mr. Proud, Yea.

**BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO**

ROBERT L. PROUD, PRESIDENT

MARY C. WALKER, VICE PRESIDENT

R. SCOTT CROSWELL III, MEMBER

JUDITH KOCICA, CLERK OF THE BOARD

11/09/05
DATE APPROVED